



Office of the Attorney General
State of Texas

DAN MORALES
ATTORNEY GENERAL

June 27, 1996

Ms. Annette Jones
Police Legal Advisor
City of Waco
Legal Services
P.O. Box 2570
Waco, Texas 76702-2570

OR96-1037

Dear Ms. Jones:

You ask whether certain information is subject to required public disclosure under the Texas Open Records Act, chapter 552 of the Government Code. Your request was assigned ID# 40315.

The Waco Police Department (the "department") received an open records request for the following information:

A list of all Waco Police Department employees or police officers placed on administrative leave since Jan. 1, 1996, including each person's name; rank; date placed on administrative leave; date, if any, released from administrative leave; and the reason for the administrative leave.

You state that the department has released all of the above requested information with regard to two police officers who are currently on administrative leave, except for information pertaining to the reason those individuals were placed on leave, which you contend is excepted from public disclosure by section 552.101 of the Government Code.

Section 552.101 of the Government Code protects "information considered to be confidential by law, either constitutional, statutory, or by judicial decision." You have explained to this office your rationale for withholding the information at issue and we agree that the information must be considered confidential at this time. The department therefore must deny the current request for the reasons for the police officers being placed on administrative leave.

We are resolving this matter with an informal letter ruling rather than with a published open records decision. This ruling is limited to the particular records at issue under the facts presented to us in this request and should not be relied upon as a previous determination regarding any other records. If you have questions about this ruling, please contact our office.

Yours very truly,

A handwritten signature in cursive script, reading "Loretta R. DeHay".

Loretta R. DeHay
Assistant Attorney General
Open Records Division

LRD/RWP/rho

Ref.: ID# 40315

Enclosure: Submitted document

cc: Mr. Brad Reagan
Staff Writer
Waco Tribune-Herald
900 Franklin Avenue
Waco, Texas 76701
(w/o enclosure)